IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 3168 of 1999

Between:

M/s. Venkateswara And Co., Special Class Contractor(Civil)
rep. by its Managing Partner Mr. G.S.R.Prasad, S/o. Narsimha rao,

aged 39 years;
H.No. 7-5-112, Penduranga puram, Visakhapatnam.

..... PETITIONER

AND

The Superintending Engineer R&B NH circle, Visakhapatnam.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ or direction preferably writ of mandamus declaring the action of the respondent in adding the condition of experience in blasting operations in hard rock to a tune of 22000 cubic metres in any one year in the preceding 5 years "in clause-17" of the impugned notification (chit tender notice) no. 12/98-99 dt. 5-1-99 which was not included in the Ist call tender notice dt. 14-8-98 and non-issue of tender schedules to the petitioner as illegal, arbitrary and violative of principles of natural justice.

Counsel for the Petitioner: MR.KOWTURU VINAYA KUMAR

Counsel for the Respondent: GP FOR ROADS & BUILDINGS

The Court made the following:

ORDER:

It is submitted by the learned counsel for the petitioner that the subject matter of the writ petition has become infructuous.

Recording the said submission, the writ petition is dismissed as infructuous. No order as to costs.

_____ R.SUBHASH REDDY, J

30.06.2005

DR

To

1. The Superintending Engineer R&B NH circle, Visakhapatnam.

2. 2 CCs to Government Pleader for Roads and Buildings,

High Court Buildings, Hyderabad. (OUT)

3. 2 CD copies